

SENATOR CHAMBERS: I can't really tell you that. That is something that was added by the bill drafter.

SENATOR FIRSCH: By the bill drafter.

SENATOR CHAMBERS: Uh-huh.

SENATOR FIRSCH: Okay, thank you very much, Senator Chambers. I do like the amendment that you did put in. I supported that. I have still problems with the badge and the uniform and I'm not sure that any of us really know the repercussions of that, and I wish that I had had an opportunity to contact those who oppose this bill so I would have some rationale of why they opposed it. And I'm sorry that that wasn't in the committee statement and I wanted to comment on that. Thank you.

PRESIDENT MOUL: Thank you, Senator Pirsch. Senator Hohenstein.

SENATOR HOHENSTEIN: Madam President and members of the body, I finally appreciate the opportunity to talk about the bill and I don't want to put words in Senator Chambers' mouth, that would be like Lil Abner speaking for Demosthenes, but I want to...I want to make sure I understand what we've done here. As I understand it, we have now adopted an amendment which allows for car clocks and speedometer clocks. We've also adopted an amendment or passed...failed to adopt an amendment so that the law is changed so that the apprehending officer, which is only the officer that receives a call from another officer who has observed a speeding vehicle, makes the stop, the actual stop, that officer in that very limited situation must be in uniform and display the badge. I think that's what we've done. There's one other thing that I want to talk to briefly that we have done and this relates to the debate we had a couple of days ago on LB 26 when Senator Chambers described very eloquently and accurately the nature of competent evidence. In that bill, if you recall, what he was talking about was competent evidence relating to two provisions which, according to the Nebraska Supreme Court, were not necessarily elements of a speeding offense but I think, by reason and rationale, ought to be, and that's the speed, the maximum posted speed limit and the speed of the vehicle. And what he said was that we should clarify and make certain that those two elements, which are essential elements of an offense, must be proved by competent evidence. Now he described competent evidence as any evidence basically that is admissible, not hearsay, evidence that is probative,